

PATENT

#15  
RI-61182/RBC/VEJ  
Application No. 09/375,164  
Filed: August 16, 1999  
Art Unit: 3727  
#15  
4/11/02  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

**Brian M. Adams *et al.***

Application No. 09/375,164

Filed: **August 16, 1999**

For: **SPILL-REDUCTION CAP FOR  
FLUID CONTAINER**

Art Unit: **3727**

Examiner: **Stephen K. Cronin**

Docket No.: **RI-61182/RBC/VEJ**

*CERTIFICATE OF MAIL (37 CFR 1.8(A))*

*I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Box AF, Assistant Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202 on*

*4-1-02*

*Grace de Bos*  
Grace de Bos

REISSUE APPLICATION SUPPLEMENTAL DECLARATION

Box AF  
Assistant Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Sir:

We hereby declare that:

Every error in the patent which was corrected in the present reissue application, and which is not covered by the prior declarations submitted in this application, arose without any deceptive intention on the part of the applicant. (37 C.F.R. §1.175(b)(1)).

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

PATENT

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punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of  
first inventor:

Brian M. Adams

Signature:

Date:

Residence:

Newark, California (County of Alameda)

Citizenship:

United States

Post Office Address:

c/o Portola Packaging, Inc.  
890 Faulstich Court  
San Jose, CA 95112

Full name second  
joint inventor:

Hoa Pham

Signature:

Date:

Residence:

Mountain View, CA

Citizenship:

United States

Post Office Address:

c/o Portola Packaging, Inc.  
890 Faulstich Court  
San Jose, CA 95112

**PATENT**

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Application No. 09/375,164  
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Full name of third  
joint inventor:

Daniel Luch

Signature:

\_\_\_\_\_

Date:

\_\_\_\_\_

Residence:

Morgan Hill, CA

Citizenship:

United States

Post Office Address:

c/o Portola Packaging, Inc.  
890 Faulstich Court  
San Jose, CA 95112

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PATENT

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*Grace de Bos*  
Grace de Bos

**DECLARATION AS TO LOSS OF LETTERS PATENT  
UNDER 37 C.F.R. § 1.178 and  
STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Box AF  
Assistant Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Portola Packaging, Inc., a Delaware corporation having offices at 890 Faulstich Court San Jose, CA 95112, is the assignee of the entire right, title and interest in the patent application identified above, as evidenced by an Assignment recorded in the U.S. Patent and Trademark Office on July 7, 1995 at Reel/Frame 7671/0197.

I, Daniel Luch, state that I am empowered to sign this statement on behalf of the assignee.

I, Daniel Luch, hereby declare that letters patent, number 5,687,865 entitled *SPILL-REDUCTION CAP FOR FLUID CONTAINER*, granted on November 18, 1997 has been either

PATENT

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lost or destroyed, that I have made a diligent search for said patent in all places where the same would probably be found, if existing, and that I have not been able to find it.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Portola Packaging, Inc.

Date: \_\_\_\_\_

March 20, 2002



Daniel Luch  
Vice-President  
Research and Development